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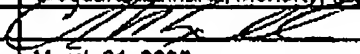
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<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/050,284
		Filing Date	January 16, 2002
		First Named Inventor	John H. Thomas
		Art Unit	2645
		Examiner Name	Simon P. Sing
Total Number of Pages in This Submission	3	Attorney Docket Number	7320-223

ENCLOSURES (Check all that apply)		
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Remarks <input type="text"/>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or individual name	Charles P. Schmal, Reg. No. 45,082 Woodard, Emhardt, Moriarty, McNett & Henry LLP
Signature	
Date	March 31, 2005

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:  
John H. Thomas

Application No. 10/050,284

Filed January 16, 2002

METHOD AND SYSTEM FOR  
ADMINISTERING MULTIPLE  
MESSAGES OVER A PUBLIC  
SWITCHED TELEPHONE  
NETWORK)  
) Before the Examiner  
) Simon P. Sing  
)  
) Group Art Unit 2645  
)  
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COMMENTS ON STATEMENTS OF REASONS FOR ALLOWANCECommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The applicants first wish to thank the Examiner for the Notice of Allowance. In the Examiner's Amendment that was attached to the Notice of Allowance, the Examiner provided reasons for allowance. The applicants' representative has reviewed the Examiner's statement of reason for allowance. It is agreed that the prior art of record fails to teach or render obvious the claims pending in the present application. However, it is not believed that reasons for allowance were necessary in this case. Reasons for allowance are only warranted in instances in which the record of prosecution as a whole does not make clear his or her reasons for allowing a claim. In the present case, it is believed that the record as a whole does make reasons for allowance clear and therefore, no statement by the Examiner is necessarily warranted.

Furthermore, the applicants do not necessarily agree with each statement in the reasons for allowance. The applicant does not acquiesce to any inference or presumption drawn from the Examiner's statements regarding the reasons for allowance. As stated MPEP at 1302.14, "[t]he examiner's statement of reasons for allowance is the personal opinion of the examiner as to why the claims are allowable [and the] examiner's statement should not create an *estoppel*." The

Comments On Statements Of Reasons For Allowance  
Serial No. 10/050,284; Group Art Unit 2645  
Attorney Docket No. 7320-223  
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Examiner's statements regarding the reasons for allowance loosely paraphrase the language of the claims. For example, not all of the claims include all or any of the words used in the reasons for allowance. The Examiner has indicated that the claims are allowed by importing an interpretation into the claims in relation to the prior art that is imprecise, inaccurate, and/or places an unwarranted interpretation upon the claims. Such characterizations of the claims in view of the prior art does not properly take into account the applicants' claimed invention as reflected in the specification and the applicants' response in the prosecution history as a whole. As a result, the Examiner's statements regarding the reasons for allowance does not accurately represent the claimed invention.

Each claim is allowable because each claim recites a combination of elements not disclosed or suggested by any references. The invention resides in the combination of elements as variously recited in the claims, and not in the presence of any one or a few particular elements or limitations, or in the presence of any one or particular claim. Further, it is understood that each claim stands on its own merits.

Respectfully submitted,

By 

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